

**PLAINTIFF LODSYS GROUP, LLC'S PROPOSED VERDICT FORM**

In answering these questions, you are to follow all of the instructions I have given you in the Court's charge. As used herein, "Lodsys" means Lodsys Group, LLC. As used herein, "Kaspersky" means Kaspersky Lab, Inc.

**Question No. 1**

Did Lodsys prove by a preponderance of the evidence that Kaspersky directly infringed the following asserted claims of each of the patents in suit? **Answer YES or NO.**

'078 Patent Claims

Claim 1: \_\_\_\_\_

Claim 2: \_\_\_\_\_

Claim 5: \_\_\_\_\_

Claim 15: \_\_\_\_\_

Claim 18: \_\_\_\_\_

Claim 24: \_\_\_\_\_

Claim 69: \_\_\_\_\_

'565 Patent Claims

Claim 1: \_\_\_\_\_

Claim 3: \_\_\_\_\_

Claim 5: \_\_\_\_\_

Claim 15: \_\_\_\_\_

Claim 27: \_\_\_\_\_

**Question No. 2**

Did Lodsys prove by a preponderance of the evidence that Kaspersky induced infringement of the following asserted claims of the patents in suit? **Answer YES or NO.**

'078 Patent Claims

Claim 1: \_\_\_\_\_

Claim 2: \_\_\_\_\_

Claim 5: \_\_\_\_\_

Claim 15: \_\_\_\_\_

Claim 18: \_\_\_\_\_

Claim 24: \_\_\_\_\_

Claim 69: \_\_\_\_\_

'565 Patent Claims

Claim 1: \_\_\_\_\_

Claim 3: \_\_\_\_\_

Claim 5: \_\_\_\_\_

Claim 15: \_\_\_\_\_

Claim 27: \_\_\_\_\_

**Question No. 3**

Did Lodsys prove by a preponderance of the evidence that Kaspersky contributorily infringed the following asserted claims of the patents in suit? **Answer YES or NO.**

'078 Patent Claims

Claim 1: \_\_\_\_\_

Claim 2: \_\_\_\_\_

Claim 5: \_\_\_\_\_

Claim 15: \_\_\_\_\_

Claim 18: \_\_\_\_\_

Claim 24: \_\_\_\_\_

Claim 69: \_\_\_\_\_

'565 Patent Claims

Claim 1: \_\_\_\_\_

Claim 3: \_\_\_\_\_

Claim 5: \_\_\_\_\_

Claim 15: \_\_\_\_\_

Claim 27: \_\_\_\_\_

**Question No. 4**

ANSWER QUESTION 4 ONLY IF YOU ANSWERED “YES” FOR ANY OF THE CLAIMS LISTED IN QUESTIONS 1, 2 OR 3. OTHERWISE, DO NOT ANSWER QUESTION 4.

If you have found any of the claims infringed, did Lodsys prove by clear and convincing evidence that Kaspersky’s infringement was willful? **Answer YES or NO.**

‘078 Patent: \_\_\_\_\_

‘565 Patent: \_\_\_\_\_

**Question No. 5**

Do you find that Kaspersky has proven by clear and convincing evidence that any of the following claims are invalid as being anticipated or obvious? **Answer YES or NO** for both “Anticipation” and “Obviousness.”

	<b>Anticipation</b>	<b>Obviousness</b>
‘078 Patent, Claim 1		
‘078 Patent, Claim 2		
‘078 Patent, Claim 5		
‘078 Patent, Claim 15		
‘078 Patent, Claim 18		
‘078 Patent, Claim 24		
‘078 Patent, Claim 69		
‘565 Patent, Claim 1		
‘565 Patent, Claim 3		
‘565 Patent, Claim 5		
‘565 Patent, Claim 15		
‘565 Patent, Claim 27		

**Question No. 6**

ANSWER QUESTION 7 ONLY IF YOU ANSWERED “YES” FOR ANY OF THE CLAIMS LISTED IN QUESTIONS 1, 2 OR 3. OTHERWISE, DO NOT ANSWER QUESTION 7.

What sum of money, if paid now in cash, do you find from a preponderance of the evidence would fairly and reasonably compensate Lodsys for Kaspersky’s infringement through [Lodsys: the time of trial] [Kaspersky: the expiration of the patents in suit on August 6, 2012]?

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Signed this \_\_\_\_\_ day of October, 2013.